IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

ORIGINAL JURISDICTION

Dated: Nainital the 30th day of September 2003
Criminal Bail Application No. 527/2003

CRIMINAL SIDE
Shamshad S/o Shaukat Ali
R/o village Ratuwanangla,
P.S. Tanda
District Ram Nagar. Applicant.

Versus

State of Uttaranchal ..Opposite party.

Arising out of case crime No. 31 of 2003
Under sections 395, 397, 412, 120-B, 216-A IPC
P.S. Ram Nagar,
District – Nainital.

By the court

Hon'ble Irshad Hussain, J.

Heard Sri S.S.Negi, learned counsel for the applicant and learned A.G.A.

It is a case of dacoity. Two witnesses have correctly identified the applicant-accused in test identification besides there is evidence of recovery under section 27 of the Indian Evidence Act. Considering this it is not a fit case for bail. The bail application is rejected.

(Irshad Hussain, J.)

Dated: 30-9-2003

ISB